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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

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| | |
|------------------------|--------------------------|
| Application Number | 09/870,296 |
| Filing Date | May 30, 2001 |
| First Named Inventor | Tatsushi Nashida, et al. |
| Group Art Unit | 2424 |
| Examiner Name | Hossain, Farzana E. |
| Attorney Docket Number | 450100-03302 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under CFR 1.114 Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
 - a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
 - i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - ii. ☒ Other Enter Amendment filed December 9, 2008.
 - b. ☒ Enclosed
 - i. ☐ Amendment/Reply
 - iii. ☐ Information Disclosure Statement (IDS)
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iv. ☒ Other Preliminary Amendment
2. Miscellaneous
 - a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of __ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) **required**)
 - b. ☐ Other
3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
 - a. ☒ The Director is hereby authorized to charge any additional fees, or credit any overpayments, to **Deposit Account No. 50-0320.**
 - b. ☐ Check in the amount of **\$810.00** is enclosed for the following:
 - i. ☒ RCE fee required under 37 CFR 1.17(e)
 - ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) This is a Petition for a -month extension of time.
A check for \$ __ is enclosed.
 - iii. ☐ Other
 - c. ☒ Payment by credit card (\$810 for RCE)

WARNING: Information on this form may become public. Credit Card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

| | | | |
|--|---|------------------|------------------|
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED | | | |
| Signature |  | Date | January 27, 2009 |
| Name (Print/Type) | Ellen Marcie Enas | Registration No. | 32,131 |

| | | | |
|---|--------------------|-------|------------------|
| CERTIFICATE OF MAILING OR TRANSMISSION | | | |
| I hereby certify that this correspondence is being electronically file transmitted to the U.S. Patent and Trademark Office through EFS-web on the date shown below. | | | |
| Name (Print/Type) | Jeanmarie Spradlin | Date: | January 27, 2009 |
| Signature | | | |

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) and application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.1 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the complete provisional application to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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